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Docket No. 210227US0X PCT

FEB 24 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Ryuji UENO

SERIAL NO: 09/869,129

GAU: 1654

FILED: June 25, 2001

EXAMINER: Chism, Billy D.

FOR: AGENT FOR TREATING VISUAL CELL FUNCTION DISORDER

REQUEST FOR EXTENSION OF TIME
UNDER 37 C.F.R. 1.136

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

It is hereby requested that a two month extension of time be granted to February 24, 2004 for

- ☐ filing a response to the Official Action dated:
- ☐ responding to the requirements in the Notice of Allowability dated:
- ☐ filing the Formal Drawings. The Issue Fee due has been timely filed.
- ☐ responding to the Notice to File Missing Parts of Application dated:
- ☒ filing a Notice of Appeal. A timely response to the final rejection was filed on December 23, 2003.
- ☐ filing an Appeal Brief. A Notice of Appeal was filed on:
- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown below is reduced by one-half.

The required fee of \$420.00 is enclosed herewith by check and any further charges may be made against the Attorney of Record's Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Norman F. Oblon

Registration No. 24,618

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)

Vincent K. Shier, Ph.D.

Registration No. 50,552

Richard L. Chinn, Ph.D.
Registration No. 34,305

02/26/2004 JADD01 00000045 09869129

02 FC:1252 420.00 OP

Adjustment date: 06/04/2004 EEKUBAY1
02/26/2004 JADD01 00000045 09869129
02 FC:1252 420.00 OP

06/04/2004 EEKUBAY1 00000010 09869129 210.00 OP
02 FC:2252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Ryuji UENO

SERIAL NO: 09/869,129

GAU: 1654

FILED: June 25, 2001

EXAMINER: Chism, Billy D.

AGENT FOR TREATING VISUAL CELL FUNCTION DISORDER

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Submission required under 37 C.F.R. §1.114

Previously Submitted:

- ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on December 23, 2003
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

Enclosed:

- ☐ Amendment/Reply
- ☐ Information Disclosure Statement (IDS)
- ☐ Other:

FEES	RATE	CALCULATIONS
<input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.	\$130.00	\$0.00
<input checked="" type="checkbox"/> RCE Fee required under 37 C.F.R. §1.17(e)	\$770.00	\$770.00
<input checked="" type="checkbox"/> A TWO MONTH EXTENSION OF TIME IS REQUESTED		\$420.00
<input checked="" type="checkbox"/> INDEPENDENT CLAIMS: (2); DEPENDENT CLAIMS: (13)		\$0.00
TOTAL OF ABOVE CALCULATIONS:		\$1,190.00
<input type="checkbox"/> REDUCTION BY 50% FOR FILING AS SMALL ENTITY		\$0.00
TOTAL:		\$1,190.00

- ☒ A check in the amount of \$1,190.00 is enclosed
- ☐ Credit card payment form is attached to cover the fees in the amount of \$0.00
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 CFR 1.136, and any additional fees required under 37 CFR 1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSADT, P.C.

Norman F. Oblon

Registration No. 24,618

Vincent K. Shier, Ph.D.

Registration No. 50,552

Richard L. Chinn, Ph.D.
Registration No. 34,805

02/26/2004 JAD001 00000045 09869129

01 FC:1801

Adjustment date: 06/04/2004 EEKUBAY1

02/26/2004 JAD001 00000045 09869129

01 FC:1801

770.00 DP

Customer Number

22850

Tel. (703) 413-3000

Fax. (703) 413-2220

06/04/2004 EEKUBAY1 00000010 09869129 385.00 DP
01 FC:2801Repln. Ref: 06/04/2004 EEKUBAY1 0013264900
DAH:150030 Name/Number:09869129 \$595.00 CR
FC: 9204

DOCKET NO.: 210227US0X PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Ryuji UENO

SERIAL NO.: 09/869,129

FILED: June 25, 2001

FOR: AGENT FOR TREATING VISUAL CELL FUNCTION DISORDER

REQUEST FOR SMALL ENTITY STATUS AND REQUEST FOR REFUND
PURSUANT TO 37 C.F.R. §1.28(a)

This application qualifies for small entity status.

Applicants respectfully request a refund of the \$595.00, which corresponds to a \$385.00 overpayment of an RCE Fee and \$210.00 overpayment of a two-month extension of time in the above-identified patent.

On February 24, 2004 (a copy of the date-stamped filing receipt is enclosed herewith), Applicants paid an RCE Fee of \$770.00 and a two-month extension of time fee of \$420.00. As stated above, this application qualifies for small entity status and, as such, a 50% reduction in qualifying fees. Therefore, Applicants request refund for an overpayment of fees totaling \$595.00. Since this request is filed within three months of payment of these fees and is concomitant with filing the present Request for Small Entity Status, the \$595.00 fee should be refunded pursuant to 37 C.F.R. §1.28(a).

Please credit the overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Date: 4/29/04



Vincent K. Shier, Ph.D.
Registration No. 50,552

Customer Number

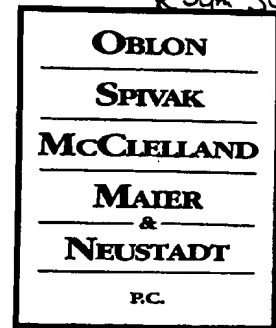
22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)



Docket No.: 210227US0X PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 09/869,129
Applicants: Ryuji UENO
Filing Date: June 25, 2001
For: AGENT FOR TREATING VISUAL CELL FUNCTION
DISORDER
Group Art Unit: 1654
Examiner: Chism, Billy D.

SIR:

Attached hereto for filing are the following papers:
Request for Small Entity Status and Request for Refund Pursuant to 37 C.F.R. §1.28(a)
Copy of Date-stamped Filing Receipt dated February 24, 2004
Application Data Sheet (2 pp.)

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

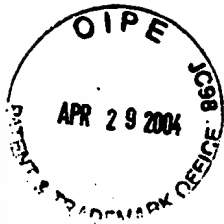
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Vincent K. Shier, Ph.D.
Registration No. 50,552

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)



STATUS AND EXTENSION
EXAMINATION

✓

OSMM&N File No. 210227US0X PC

Dept.: C

By: NFO/VKS/sfb

Serial No. 09/869,129

In the matter of the Application of: Ryuji UENO

For: AGENT FOR TREATING VISUAL CELL FUNCTION DISORDER

Due Date: 02/24/04

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☒ Check for \$1,190.00
- ☒ Dep. Acct. Order Form
- ☒ Request for Continued Examination (RCE) Transmittal
- ☒ Request for Extension of Time - Two Months

COPY





APPLICATION DATA SHEET

3/20/04 10:00 AM
RECEIVED

11/27/01 21:00

APPLICATION INFORMATION

Application Number:: 09/869,129
Application Date:: 06/25/01
Application Type:: REGULAR
Subject Matter:: UTILITY
CD-ROM or CD-R?: NONE
Title:: AGENT FOR TREATING VISUAL CELL
FUNCTION DISORDER
Attorney Docket Number:: 210227US0XPCT
Total Drawing Sheets:: 0
Small Entity?: YES

INVENTOR INFORMATION

Applicant Authority Type:: INVENTOR
Primary Citizenship Country:: Japan
Status:: FULL CAPACITY
Given Name:: Ryuji
Family Name:: UENO
City of Residence:: Potomac
State or Province of Residence:: Maryland
Country of Residence:: USA
Street of Mailing Address:: 11025 Stanmore Drive
City of Mailing Address:: Potomac
State or Province of Mailing Address:: Maryland
Country of Mailing Address:: USA
Postal or Zip Code of Mailing Address:: 20854

CORRESPONDENCE INFORMATION

Correspondence Customer Number:: 22850

REPRESENTATIVE INFORMATION

Representative Customer Number:: 22850

DOMESTIC PRIORITY INFORMATION

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/JP99/07161	12/20/99
PCT/JP99/07161	119(e) of	60/113,939	12/24/98

ASSIGNMENT INFORMATION

Assignee Name:: Sucampo AG
Street of Mailing Address:: Graben 5
City of Mailing Address:: Zug
Country of Mailing Address:: Switzerland
Postal or Zip Code of Mailing Address:: CH-6300

STANIS / D BERTY
CH-6300

2004-01-28 09:40